

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD JANUARY 20, 2015**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on January 20, 2015 with Mayor Timothy W. Bradway calling the meeting to order at 7:30 p.m.

STATEMENT OF NOTICE GIVEN

The Township Clerk read the following statement.

This is a Regular Meeting of the Township Committee of the Township of Lower Alloways Creek being held in compliance with the "Open Public Meetings Act" N.J.S.A. 10:4-6. To insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which any business affecting them is discussed or acted upon. Advance written notice of this meeting was given by way of an Annual Notice, which was filed with the Lower Alloways Creek Township Clerk, forwarded to the South Jersey Times, posted on the Township's Website and the Bulletin Board in the lobby of the Lower Alloways Creek Township Municipal Building in compliance with said Act.

FLAG SALUTE Mayor Bradway led in the Flag Salute.

ROLL CALL OF COMMITTEE

Present: Mr. Breslin, Mr. Palombo, Mrs. Pompper, Mr. Venable, and Mayor Bradway **Absent:** None

OTHERS IN ATTENDANCE:

Also in attendance were -6- (six) members of the Public and Jack Lynch, Superintendent of Public Works; Lewis Fogg, Public Works Foreman; David Sowers, Director of Public Safety; Jean S. Chetney, Solicitor and the Township Clerk Ronald L Campbell Sr.

APPROVAL OF AUDITED VOUCHERS

Motion (Pompper, Breslin) that all properly audited vouchers be paid.

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Venable, Palombo and Bradway

Nays: none Abstain: Venable # 17533 Absent: none

MONTHLY REPORTS TO THE COMMITTEE

The Mayor requested that the minutes reflect that the December 2014 Monthly Reports to the Township Committee have been received from the following Departments and are on file with the Clerk: Police Department, Municipal Court, Tax Collector, Sewer Collector, Construction Office, Engineer, Animal Control and Finance.

APPROVAL OF THE MINUTES

Motion (Pompper, Venable) to approve the Regular and Closed Session Minutes of the Meeting held December 16, 2014 and the Minutes of the 2015 Reorganization Meeting held January 1, 2015.

The motion to approve the Regular and Closed Session Minutes of the Meeting held December 16, 2014 and the Minutes of the 2015 Reorganization Meeting held January 1, 2015 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

RESOLUTIONS

Motion (Pompper, Venable) for Resolution 2015-36 A Resolution appointing Kevin S. Clour as Deputy Registrar.

RESOLUTION 2015-36

RESOLUTION APPOINTING KEVIN CLOUR AS DEPUTY REGISTRAR OF VITAL STATISTICS FOR THE
TOWNSHIP OF LOWER ALLOWAYS CREEK

WHEREAS, the Township of Lower Alloways Creek desires to approve the appointment of a Deputy Registrar of Vital Statistics pursuant to N.J.S.A. 26:8-17; and,

WHEREAS , pursuant to N.J.S.A. 26:8-17 the Township Registrar, Ronald L. Campbell Sr. desires to appoint Kevin S. Clour as Deputy Registrar of the Township of Lower Alloways Creek for a term beginning January 1, 2015.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it confirms the appointment of Kevin S. Clour as Deputy Registrar of Vital Statistics for the Township of Lower Alloways Creek for a term effective January 1, 2015 through, December 31, 2015.

BE IT HEREBY FURTHER RESOLVED that this resolution be forwarded to the State Registrar for acknowledgement and approval.

The motion for Resolution 2015-36 appointing Kevin S. Clour as Deputy Registrar passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2015-37 A Resolution authorizing the sale of surplus public property by online auction at Govdeals.com.

RESOLUTION 2015-37

A RESOLUTION TO AUTHORIZE THE SALE OF SURPLUS PUBLIC PROPERTY ITEMS AT
GOVDEALS.COM ONLINE AUCTION.

WHEREAS, The Township of Lower Alloways Creek has surplus public property items, which it no longer has need of for public service; and,

WHEREAS, N.J.S.A. 40A 11-36 authorizes municipalities to offer for sale, public property which is no longer needed for public service; and,

WHEREAS, the Township Committee does authorize the following items:

1. Various Computer Equipment
2. 1- HP Officejet Pro Printer 1170CE
3. 1- Water Cooler
4. HP 98A printer cartridges
5. Tiffany mobile worktable
6. 2- Motorola ML900 Laptop Computers
7. Various types of Desktop Computer Memory

be offered for auction online through Govdeals.com whose headquarters are located in Montgomery Alabama, pursuant to New Jersey Public Property Laws and Local Finance Notice 2008-09.

NOW, THEREFORE BE IT RESOLVED THAT the Township Committee of the Township of Lower Alloways Creek does authorize the sale of this surplus public property by online auction at Govdeals.com and does authorize the Purchasing Agent to negotiate with Govdeals.com as to the terms and conditions of their commission and any other particulars pertaining to the auction.

BE IT FURTHER RESOLVED that the terms and conditions of the online auction be available at the Municipal Clerk's Office and available through the auction website pursuant to Local Finance Notice 2008-09.

The motion for Resolution 2015-37 authorizing the sale of surplus public property by online auction at Govdeals.com passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2015-38 A Resolution authorizing a Municipal Tax Lien against Block 17, Lot 19 in the amount of \$ 548.49.

RESOLUTION 2015- 38

A RESOLUTION AUTHORIZING A MUNICIPAL TAX LIEN AGAINST BLOCK 17 LOT19, IN THE AMOUNT OF \$ 548.49 FOR ABATEMENT OF EXCESSIVE WEEDS AND GROWTH PERFORMED BY THE PUBLIC WORKS DEPARTMENT.

WHEREAS the Municipal Clerk of the Township of Lower Alloways Creek does inform the Township Committee that, the abatement of excessive weeds and growth was performed by the Public Works Department on Block 17, Lot 19 known as 5 Main St. HB on November 17, 2014 and that, letters were sent to the owner of record by regular and certified mail detailing the amount due to the Township for the abatement of obnoxious weeds and growth; and,

WHEREAS, under provisions of Chapter 155, Section 5 of the Code of the Township of Lower Alloways Creek, "If the full amount due the Township is not paid within twenty-one (21) days as provided in the preceding section, then the Township municipal clerk shall cause to be recorded in the tax collector's office a sworn statement showing the cost and expense incurred for the work and the date, place or property on which said work was done, and the recordation of such sworn statement shall constitute a lien and privilege on the property and shall remain in full force and effect for the amount due in principal and interest, plus costs of court, if any for collection. The lien shall remain in force until final payment has been made, and payments may be collected in the manner fixed by law for the collection of taxes; and,

WHEREAS, no contact or correspondence has been received from the owner of record in reply to the request for payment and the 21 (twenty-one) day window for payment to be made has expired.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek, in the County of Salem and the State of New Jersey that, the Clerk be authorized to record a sworn statement with the Tax Collector showing the cost and expense incurred for the abatement of obnoxious weeds and growth from Block 17, Lot 19 known as 5 Main St. HB on November 17, 2014 in the amount of \$ 548.49 and that the Tax Collector shall, then record that statement as a lien on the property and that it shall remain in effect until the final payment may be collected in the manner fixed by law for the collection of taxes.

The motion for Resolution 2015-38 authorizing a Municipal Tax Lien against Block 17, Lot 19 in the amount passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2015-39 A Resolution to enter into a Shared Services agreement with the Salem County Improvement Authority to dispose of Solid Waste.

RESOLUTION 2015-39

A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE SALEM COUNTY IMPROVEMENT AUTHORITY FOR THE DISPOSAL OF SOLID WASTE AT THE SALEM COUNTY LANDFILL

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to enter into a Shared Services agreement with the Salem County Improvement Authority to dispose of Solid Waste, and;

WHEREAS, pursuant to N.J.S.A. 40:8A- 1 et seq., such agreements between government agencies is

permissible and encouraged.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that the Mayor and Clerk be authorized to execute the Shared Services Agreement with the Salem County Improvement Authority, setting the rate of \$55.64/ ton for Solid Waste Type 10 disposed at the Salem County Landfill and other fees per schedule attached thereto from January 1, 2015 through December 31, 2015.

The motion for Resolution 2015-39 to enter into a Shared Services agreement with the Salem County Improvement Authority to dispose of Solid Waste passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2015-40 A Resolution authorizing a change order to the contract with South State, Inc. from the original amount of \$ 116,727.30 to \$128,284.80.

RESOLUTION 2015-40

A RESOLUTION AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH SOUTH STATE, INC. FROM THE ORIGINAL AMOUNT OF \$116,727.30 TO \$ 128,284.80

WHEREAS, the Township Committee had previously awarded a contract with South State, Inc. in the amount of \$116,727.30 for the resurfacing of Alloways Creek Neck Road Phase II and;

WHEREAS, South State, Inc. has agreed to amend the agreement from its original amount of \$116,727.30 for the resurfacing of Alloways Creek Neck Road Phase II, to \$128,284.80 for additional roadway resurfacing.

NOW THEREFORE BE IT RESOLVED that the agreement with South State, Inc. be, and hereby is changed from the original agreement amount of \$116,727.30 to the Change Order amount of \$128,284.80.

BE IT FURTHER RESOLVED that a copy of this Change Order be given to the CFO for his records.

The motion for Resolution 2015-40 to authorizing a change order to the contract with South State, Inc. from the original amount of \$ 116,727.30 to \$128,284.80 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

OLD BUSINESS: Mr. Venable asked if anything had been heard from the Cell Tower People. The Clerk responded that they have been in contact, they had an analysis of the cell spectrum done last Thanksgiving and have compiled that data and are now going to the cell carriers showing them the poor coverage in this area and shopping the locations to them. Mr. Lynch stated that his office had been contacted by the cell people seeking some information and that he feels they should be given time to work out a deal with the cell providers.

NEW BUSINESS:

Motion (Pompper, Venable) to purchase 100 tons of ice control road salt from Cargill, Inc. of Olmsted, Ohio at a cost of \$ 6,734.00 (67.34 /ton).

The motion to purchase 100 tons of ice control road salt from Cargill, Inc. of Olmsted, Ohio at a cost of \$ 6,734.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve the replacement of the transmission of Police Vehicle # 187 by Bayshore Ford at a cost of \$ 4705.50.

The motion to approve the replacement of the transmission of Police Vehicle # 187 by Bayshore Ford at a cost of \$ 4705.50 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve a tuition only scholarship for Kelsie Hicks to the Salem Community College.

The motion to approve a tuition only scholarship for Kelsie Hicks to the Salem Community College passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

CORRESPONDENCE Mayor Bradway stated he had spoken with Mayor Elwell of Elsinboro and he asked if LAC would switch Months for the Salem County Local Government Dinner hosting dates with Elsinboro because they have a conflict in March when they are to host the Dinner. Mayor Bradway stated he had no problem switching and that LAC would host the March Salem County Local Government Dinner. Mayor Bradway stated that he was seeking locations and a speaker for the dinner. It was suggested to have it at the Creek Side Inn.

REPORTS TO THE COMMITTEE & COMMITTEE REPORTS

Mayor Bradway reported that a letter was received informing us that the Township would be getting \$3,513.00 in a MAPSA Grant for the coming year.

Mayor Bradway stated that he had spoken with Kevin about the budget and he is thinking about a meeting the last week of February and again in early March, to have the budget ready to introduce at the March Meeting.

Public Works: Mr. Fogg reported that, the Tanker will be brought back to LAC tomorrow as it is not getting fixed where it is, the company keeps claiming that they are having trouble fabricating the fitting needed. Mr. Fogg stated that another company will need to be found to make the repairs.

Mr. Lynch reported that there are some changes coming to the Stormwater Regulations, which will entail the Township making ordinance changes and mapping all existing storm drains, he will endeavor to keep the Committee informed about what is needed.

Public Safety: Mr. Sowers stated that he has begun transferring more work duties and responsibilities to the Lieutenant and the Corporals in the Department.

Mr. Sowers stated that the County has appropriated over \$300,000.00 to upgrade from the Enforsys incident reporting system, to a new more advanced system for all departments in the County, which should make everything easier, in the flow of reports between the agencies.

Mr. Sowers stated that the department needs a new vehicle. Mr. Venable asked how many vehicles the department had. Mr. Sowers stated that the department had two Explorers, a Crown Vic and the Durango all these vehicles are accumulating miles and that the department did not get a new vehicle last year.

Mr. Venable asked about getting a Dodge Charger, Mr. Sowers stated that the officers like the explorer because it sits high and is easy on their backs.

Motion (Pompper, Bradway) to purchase a Police Ford SUV Vehicle at the current State Contract price. Mr. Breslin commented that it needs to be a complete vehicle package as the township did in the past make a purchase that required additional costs to have equipment installed.

The motion to purchase a Police Ford SUV Vehicle at the current State Contract price passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Bradway, Breslin, Palombo and Venable

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2015-41 A Resolution to approve Emergency Temporary Appropriations in the amount of \$ 40,000.00.

RESOLUTION 2015-41
AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does have need of making Emergency Temporary Appropriations to ensure the Function and Services of the municipality until the 2015 Budget is adopted, and;

WHEREAS, N.J.S.A. 40A:4-20 allows for the addition of Emergency Temporary Appropriations for lawful purposes, for the period between the beginning of the budget year and the date of the adoption of the budget, and;

WHEREAS the Township of Lower Alloways Creek does have need of Emergency Appropriations until the 2015 Budget is finally adopted.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby make the following Emergency Temporary Appropriations:

TEMPORARY EMERGENCY APPROPRIATIONS - 2015

	S/W	O/E
POLICE		\$40,000.00
OTHER EXPENSE TOTALS		\$40,000.00

The motion for Resolution 2015-41 to approve Emergency Temporary Appropriations in the amount of \$ 40,000.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Mr. Venable thanked those who helped to keep the Muskrat Dinner going this year, the County Board of Health was not going to grant permission to hold the dinner, but an exception was found in the regulations that will allow the dinner to take place.

Mr. Breslin spoke about a letter in the agenda packet from the NJDEP regarding the Alloways Creek Bank Phase II project and Fralinger Engineering, also in their monthly report had a letter asking for guidance on the project as the deadline to respond to deficiencies of home owners consent approaches. Mr. Lynch stated that with home owners not willing to give their consent for the work to be done, the project essentially is stopped. Mr. Breslin stated that there is no real desire from the Committee to complete this project, especially if all the residents along the bank in the area to be effected are not behind it.

Mrs. Pompper, Mr. Palombo and Mayor Bradway had no further comments.

PUBLIC COMMENT

A resident asked if it would be possible to open up Committee sponsorship to Township residents to attend the courses necessary to become Police Officers, as had been done in the past.

Leisure Arms resident Mrs. Cerami asked the Committee if it would be possible for her to get some used gym equipment from the Campbell Center and place it in the Community Building for seniors to use. The equipment would be the low impact and would be useful for those at Leisure Arms to get up and moving. The Committee had concerns about liability and if there was any space to place the equipment. The consensus of the Committee was to not allow such equipment at the facility.

CLOSED SESSION

Motion (Pompper, Venable) to convene into a Closed Session of Business 8:10 pm

RESOLUTION 2015- 42 A RESOLUTION FOR A CLOSED SESSION

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek that a portion of the meeting of the Township Committee be closed to the public to enable the Township Committee to discuss, and where appropriate, take action concerning the following matter(s) as permitted by N.J.S.A. 10:4-12:

____ 3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

____ 4. Any collective bargaining agreement, or the terms and conditions, which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

____ 7. Any pending or anticipated litigation or contract negotiation other than in (4) above in which the public body is, or may become a party. Any matter falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

More specifically, the matter to be discussed involves the following:

A. Personnel

BE IT FURTHER RESOLVED, that the matters discussed will be available for public inspection

A. At such time the matter is concluded

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

BE IT FURTHER RESOLVED that this Closed Session is expected to continue for fifteen (15) Minutes and that further business by the Committee may take place at its conclusion.

The motion for the Closed Session of Business passed a vote of the Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to come out of the Closed Session of business. 8:20 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Venable and Bradway

Nays: none Abstain: none Absent: none

BUSINESS AFTER CLOSED SESSION

ADJOURNMENT

Motion (Palombo, Breslin) to adjourn the meeting at 8:23 p.m.
The motion to adjourn the meeting passed unanimously.

Minutes of the January 20, 2015 Meeting were approved at a meeting held February 16, 2015

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

Ronald L Campbell Sr. Clerk

By: _____
Mayor, Timothy W. Bradway